

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

JOSIAH GALLOWAY,

Plaintiff,

-against-

NASSAU COUNTY, THE INCORPORATED VILLAGE
OF HEMPSTEAD, Police Officer STEVEN HOROWITZ,
Shield No. 144, Detective MATTHEW ROSS, Shield No.
834, Detective CHARLES DECARO, Shield No. 1047,
Detective RONALD LIPSON, Shield No. 1296, Detective
THOMAS D'LUGINSKI, Shield No. 7900, Detective
GEORGE DARIENZO, Shield No. 1038, Detective
KEVIN CUNNINGHAM, Shield No. 112, Detective
Sergeant RICHARD DORSI, Detective RENE B. YAO,
Detective CARL STRANGE, Shield No. 1225, JOHN and
JANE DOE 1-20,

Defendants.

DECLARATION

19-cv-5026 (AMD) (JO)

BRIAN S. SOKOLOFF, an attorney duly admitted to practice law in this judicial district,
hereby affirms, under penalty of perjury, the following:

1. I am a member with the law firm of SOKOLOFF STERN LLP, attorneys for
defendants THE COUNTY OF NASSAU, DET. MATTHEW ROSS, DET. CHARLES
DECARO, DET. RONALD LIPSON, DET. THOMAS DLUGINSKI, DET. GEORGE
DARIENZO, DET. SGT. RICHARD DORSI, DET. RENE YAO, and DET. CARL STRANGE
(the "County Defendants"), in the above-captioned action.

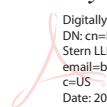
2. I submit this declaration in connection with the County Defendants' motion for
judgment on the pleadings pursuant to Fed. R. Civ. P. 12(c).

3. Annexed hereto are the exhibits submitted in support of the County Defendants'
motion. Each exhibit is a true and complete copy of what it purports to be:

- a. Annexed hereto as Exhibit A is a copy of the transcript of the second day of a pre-trial hearing held on November 7, 2008 in relation to Plaintiff's criminal prosecution;
- b. Annexed hereto as Exhibit B is a copy of the transcript of defendant Det. Ross' trial testimony in relation to Plaintiff's criminal prosecution;
- c. Annexed hereto as Exhibit C is a copy of the transcript of defense counsel's trial summation in relation to Plaintiff's criminal prosecution;
- d. Annexed hereto as Exhibit D is a copy of "Defendant's Post Trial-Motion" filed in related to Plaintiff's criminal prosecution

WHEREFORE, the County Defendants request judgment on the pleadings dismissing portions of Plaintiff's Second Amended Complaint, together with the costs and disbursement of this action, and such other and further relief as the Court may deem just and proper.

Dated: Carle Place, New York
May 14, 2020

By: **SOKOLOFF STERN LLP**
Attorneys for County Defendants
Brian S. Sokoloff
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